



# Daily Digest

**Federal Communications Commission**  
**445 12th St., SW**  
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**Vol. 22 No. 211**

**November 5, 2003**

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## THE FOLLOWING ITEMS ARE DATED AND RELEASED TODAY:

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### PUBLIC NOTICES

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Report No: SES-00548 Released: 11/05/2003. SATELLITE COMMUNICATIONS SERVICES Accepted for Filing. IB. Contact: (202) 418-0719, TTY: (202) 418-2555 [DOC-240793A1.pdf](#) [DOC-240793A1.txt](#)

Report No: SES-00549 Released: 11/05/2003. SATELLITE COMMUNICATIONS SERVICES INFORMATION Actions Taken. IB. Contact: (202) 418-0719, TTY: (202) 418-2555 [DOC-240772A1.pdf](#) [DOC-240772A1.txt](#)

Report No: 1378 Released: 11/05/2003. MEDIA BUREAU REGISTRATIONS. MB. Contact: (202) 418-7000 [DOC-240760A1.doc](#) [DOC-240760A1.pdf](#) [DOC-240760A1.txt](#)

Report No: 1639 Released: 11/05/2003. CABLE TELEVISION RELAY SERVICE (CARS) APPLICATIONS Re: Accepted for Filing. MB. Contact: (202) 418-7000 [DOC-240754A1.pdf](#) [DOC-240754A1.txt](#)

Report No: 3929 Released: 11/05/2003. CABLE TELEVISION RELAY SERVICE (CARS) APPLICATIONS RE: ACTIONS ON PENDING APPLICATIONS. MB. Contact: (202) 418-7000 [DOC-240737A1.pdf](#) [DOC-240737A1.txt](#)

Report No: 45606 Released: 11/05/2003. BROADCAST ACTIONS. MB [DOC-240716A1.txt](#) [DOC-240716A1.pdf](#)

Report No: 25606 Released: 11/05/2003. BROADCAST APPLICATIONS. MB [DOC-240717A1.txt](#) [DOC-240717A1.pdf](#)

Released: 11/05/2003. EX PARTE PRESENTATIONS AND POST-REPLY COMMENT PERIOD FILINGS IN PERMIT-BUT-DISCLOSE PROCEEDINGS. OMD. Contact: Helen Abraham @ (202) 418-1864 [DOC-240747A1.doc](#) [DOC-240747A1.pdf](#) [DOC-240747A1.txt](#)

Report No: NCD-843 Released: 11/05/2003. WIRELINE COMPETITION BUREAU NETWORK CHANGE NOTIFICATION FILED BY BELLSOUTH. WCB [DOC-240696A1.doc](#) [DOC-240696A1.pdf](#) [DOC-240696A1.txt](#)

Report No: NCD-851 Released: 11/05/2003. WIRELINE COMPETITION BUREAU NETWORK CHANGE NOTIFICATION FILED BY BELLSOUTH. WCB [DOC-240706A1.doc](#) [DOC-240706A1.pdf](#) [DOC-240706A1.txt](#)

Report No: NCD-852 Released: 11/05/2003. WIRELINE COMPETITION BUREAU NETWORK CHANGE NOTIFICATION FILED BY BELLSOUTH. WCB [DOC-240708A1.doc](#) [DOC-240708A1.pdf](#) [DOC-240708A1.txt](#)

Report No: NCD-853 Released: 11/05/2003. WIRELINE COMPETITION BUREAU NETWORK CHANGE NOTIFICATION FILED BY BELLSOUTH. WCB [DOC-240709A1.doc](#) [DOC-240709A1.pdf](#) [DOC-240709A1.txt](#)

Report No: NCD-859 Released: 11/05/2003. WIRELINE COMPETITION BUREAU NETWORK CHANGE NOTIFICATION FILED BY BELLSOUTH. WCB [DOC-240713A1.doc](#) [DOC-240713A1.pdf](#) [DOC-240713A1.txt](#)

Report No: NCD-860 Released: 11/05/2003. WIRELINE COMPETITION BUREAU NETWORK CHANGE NOTIFICATION FILED BY BELLSOUTH. WCB [DOC-240714A1.doc](#) [DOC-240714A1.pdf](#) [DOC-240714A1.txt](#)

Report No: NCD-862 Released: 11/05/2003. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION RECEIVED. WCB [DOC-240799A1.doc](#) [DOC-240799A1.pdf](#) [DOC-240799A1.txt](#)

Report No: NCD-849 Released: 11/05/2003. WIRELINE COMPETITION BUREAU NETWORK CHANGE NOTIFICATION FILED BY SBC COMMUNICATIONS. WCB [DOC-240704A1.doc](#) [DOC-240704A1.pdf](#) [DOC-240704A1.txt](#)

Report No: NCD-844 Released: 11/05/2003. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY BELLSOUTH. WCB [DOC-240697A1.doc](#) [DOC-240697A1.pdf](#) [DOC-240697A1.txt](#)

Report No: NCD-850 Released: 11/05/2003. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY BELLSOUTH. WCB [DOC-240705A1.doc](#) [DOC-240705A1.pdf](#) [DOC-240705A1.txt](#)

Report No: NCD-857 Released: 11/05/2003. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY BELLSOUTH. WCB [DOC-240711A1.doc](#) [DOC-240711A1.pdf](#) [DOC-240711A1.txt](#)

Report No: NCD-858 Released: 11/05/2003. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY BELLSOUTH. WCB [DOC-240712A1.doc](#) [DOC-240712A1.pdf](#) [DOC-240712A1.txt](#)

Report No: NCD-845 Released: 11/05/2003. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY SBC COMMUNICATIONS. WCB [DOC-240699A1.doc](#) [DOC-240699A1.pdf](#) [DOC-240699A1.txt](#)

Report No: NCD-846 Released: 11/05/2003. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY SBC COMMUNICATIONS. WCB [DOC-240700A1.doc](#) [DOC-240700A1.pdf](#) [DOC-240700A1.txt](#)

Report No: NCD-847 Released: 11/05/2003. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY SBC COMMUNICATIONS. WCB [DOC-240701A1.doc](#) [DOC-240701A1.pdf](#) [DOC-240701A1.txt](#)

Report No: NCD-848 Released: 11/05/2003. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY SBC COMMUNICATIONS. WCB [DOC-240703A1.doc](#) [DOC-240703A1.pdf](#) [DOC-240703A1.txt](#)

Report No: NCD-856 Released: 11/05/2003. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY SBC COMMUNICATIONS. WCB [DOC-240710A1.doc](#) [DOC-240710A1.pdf](#) [DOC-240710A1.txt](#)

Report No: NCD-861 Released: 11/05/2003. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY SBC COMMUNICATIONS. WCB [DOC-240715A1.doc](#) [DOC-240715A1.pdf](#) [DOC-240715A1.txt](#)

Report No: NCD-854 Released: 11/05/2003. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY SBC COMMUNICATIONS. WCB [DOC-240719A1.doc](#) [DOC-240719A1.pdf](#) [DOC-240719A1.txt](#)

Report No: NCD-855 Released: 11/05/2003. WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY SBC COMMUNICATIONS. WCB [DOC-240720A1.doc](#) [DOC-240720A1.pdf](#) [DOC-240720A1.txt](#)

Report No: NCD-832 Released: 11/05/2003. CORRECTION TO WIRELINE COMPETITION BUREAU SHORT TERM NETWORK CHANGE NOTIFICATION FILED BY BELL SOUTH. WCB [DOC-240707A1.doc](#) [DOC-240707A1.pdf](#) [DOC-240707A1.txt](#)

Report No: NCD-842 Released: 11/05/2003. WIRELINE COMPETITION BUREAU NETWORK CHANGE NOTIFICATION FILED BY BELL SOUTH Wireline Competition Bureau Network Change Notification Filed By BellSouth. WCB [DOC-240695A1.doc](#) [DOC-240695A1.pdf](#) [DOC-240695A1.txt](#)

Report No: 1652 Released: 11/05/2003. WIRELESS TELECOMMUNICATIONS BUREAU SITE-BY-SITE ACTION. WTB [DOC-240775A1.pdf](#) [DOC-240775A1.txt](#)

Report No: 1651 Released: 11/05/2003. WIRELESS TELECOMMUNICATIONS BUREAU SITE-BY-SITE ACCEPTED FOR FILING. WTB [DOC-240774A1.pdf](#) [DOC-240774A1.txt](#)

Report No: 1654 Released: 11/05/2003. WIRELESS TELECOMMUNICATIONS BUREAU MARKET-BASED APPLICATIONS - ACTIONS. WTB [DOC-240763A1.pdf](#) [DOC-240763A1.txt](#)

Report No: 1653 Released: 11/05/2003. WIRELESS TELECOMMUNICATIONS BUREAU MARKET-BASED APPLICATIONS ACCEPTED FOR FILING. WTB [DOC-240807A1.pdf](#) [DOC-240807A1.txt](#)

Report No: 1656 Released: 11/05/2003. WIRELESS TELECOMMUNICATIONS BUREAU ASSIGNMENT OF AUTHORIZATION AND TRANSFER OF CONTROL APPLICATIONS ACTION. WTB [DOC-240780A1.pdf](#) [DOC-240780A1.txt](#)

Report No: 1655 Released: 11/05/2003. WIRELESS TELECOMMUNICATIONS BUREAU ASSIGNMENT OF AUTHORIZATION AND TRANSFER OF CONTROL APPLICATIONS ACCEPTED FOR FILING. WTB [DOC-240777A1.pdf](#) [DOC-240777A1.txt](#)

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## SPEECHES

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REMARKS OF FCC COMMISSIONER JONATHAN S. ADELSTEIN AT THE RURAL WIRELESS ISP SHOWCASE AND WORKSHOP, WASHINGTON, DC. CMMR. November 4, 2003 [DOC-240752A1.doc](#) [DOC-240752A1.pdf](#) [DOC-240752A1.txt](#)

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**TEXTS**

STINGER MANUFACTURING CORPORATION. Issued a Citation to Stinger Manufacturing Corporation, Sault Sainte Marie, Michigan, for violation of the TCPA and Commission's rules regarding unsolicited fax advertising. Action by: Deputy Chief, Telecommunications Consumers Division, Enforcement Bureau by LETTER. EB [DOC-240795A1.doc](#) [DOC-240795A1.pdf](#) [DOC-240795A1.txt](#)

VIRGINIA CABLE TELECOMMUNICATIONS ASSOCIATION V. VIRGINIA ELECTRIC & POWER COMPANY, D/B/A DOMINION VIRGINIA POWER AND DOMINION NORTH CAROLINA POWER. Granted Joint Motion to Dismiss and Dismissed with prejudice the Complaint. Action by: By the Chief, Market Disputes Resolution Division, Enforcement Bureau. Adopted: 11/04/2003 by ORDER. (DA No. 03-3511). EB [DA-03-3511A1.doc](#) [DA-03-3511A1.pdf](#) [DA-03-3511A1.txt](#)

VIRGINIA CABLE TELECOMMUNICATIONS ASSOCIATION V. VIRGINIA ELECTRIC & POWER COMPANY, D/B/A DOMINION VIRGINIA POWER AND DOMINION NORTH CAROLINA POWER. Granted Joint Motion to Dismiss and Dismissed with prejudice the Complaint and Request for Declaratory Ruling. Action by: By the Chief, Market Disputes Resolution Division, Enforcement Bureau. Adopted: 11/04/2003 by ORDER. (DA No. 03-3510). EB [DA-03-3510A1.doc](#) [DA-03-3510A1.pdf](#) [DA-03-3510A1.txt](#)

KING VIDEOCABLE COMPANY V. CITY OF HUDSON AND VILLAGE OF NORTH HUDSON, STATE OF WISCONSIN. Granted in part and denied in part, King Videocable Company's appeal of Cities' local rate orders and are remanded for further consideration. Action by: Deputy Chief, Policy Division, Media Bureau. Adopted: 11/03/2003 by MO&O. (DA No. 03-3537). MB [DA-03-3537A1.doc](#) [DA-03-3537A1.pdf](#) [DA-03-3537A1.txt](#)

LYNN PUBLIC SCHOOLS, LYNN, MA. Denied the Request for Waiver. (Dkt No. 02-6). Action by: Deputy Chief, Telecommunications Access Policy Division, Wireline Competition Bureau. Adopted: 11/04/2003 by ORDER. (DA No. 03-3524). WCB [DA-03-3524A1.doc](#) [DA-03-3524A1.pdf](#) [DA-03-3524A1.txt](#)

WALDWICK SCHOOL DISTRICT, WALDWICK, NJ. Denied the Request for Review. (Dkt No. 02-6). Action by: Deputy Chief, Telecommunications Access Policy Division, Wireline Competition Bureau. Adopted: 11/04/2003 by ORDER. (DA No. 03-3526). WCB [DA-03-3526A1.doc](#) [DA-03-3526A1.pdf](#) [DA-03-3526A1.txt](#)

MEMPHIS CITY SCHOOL DISTRICT, MEMPHIS, TN. Dismissed the Request for Review. (Dkt No. 02-6). Action by: Deputy Chief, Telecommunications Access Policy Division, Wireline Competition Bureau. Adopted: 11/04/2003 by ORDER. (DA No. 03-3525). WCB [DA-03-3525A1.doc](#) [DA-03-3525A1.pdf](#) [DA-03-3525A1.txt](#)

BARRE SUPERVISORY UNION DISTRICT NO. 61, BARRE, VT. Denied the Request for Review. (Dkt No. 02-6). Action by: Deputy Chief, Telecommunications Access Policy Division, Wireline Competition Bureau. Adopted: 11/04/2003 by ORDER. (DA No. 03-3522). WCB [DA-03-3522A1.doc](#) [DA-03-3522A1.pdf](#) [DA-03-3522A1.txt](#)

CRISPUS ATTUCKS YOUTHBUILD CHARTER SCHOOL, YORK, PA. Denied the Request for Waiver. (Dkt No. 02-6). Action by: Deputy Chief, Telecommunications Access Policy Division, Wireline Competition Bureau. Adopted: 11/04/2003 by ORDER. (DA No. 03-3523). WCB [DA-03-3523A1.doc](#) [DA-03-3523A1.pdf](#) [DA-03-3523A1.txt](#)

WHITE PLAINS CITY SCHOOL DISTRICT, WHITE PLAINS, NY. Denied the Request for Waiver. (Dkt No. 02-6). Action by: Deputy Chief, Telecommunications Access Policy Division, Wireline Competition Bureau. Adopted: 11/04/2003 by ORDER. (DA No. 03-3527). WCB [DA-03-3527A1.doc](#) [DA-03-3527A1.pdf](#) [DA-03-3527A1.txt](#)

**ADDENDA: THE FOLLOWING ITEMS, RELEASED NOVEMBER 4, 2003, DID NOT APPEAR IN DIGEST NO. 210:**

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## NEWS RELEASES

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FCC ADOPTS ANTI-PIRACY PROTECTION FOR DIGITAL TV. Broadcast Flag Prevents Mass Internet Distribution; Consumer Copying Not Affected; No New Equipment Needed. News Release. News Media Contact: Michelle Russo at (202) 418-2358; David Fiske at (202) 418-0513 MB. Contact Rick Chessen or Susan Mort at (202) 418-7200 [DOC-240759A1.doc](#) [DOC-240759A2.doc](#) [DOC-240759A3.doc](#) [DOC-240759A4.doc](#) [DOC-240759A5.doc](#) [DOC-240759A1.pdf](#) [DOC-240759A2.pdf](#) [DOC-240759A3.pdf](#) [DOC-240759A4.pdf](#) [DOC-240759A5.pdf](#) [DOC-240759A1.txt](#) [DOC-240759A2.txt](#) [DOC-240759A3.txt](#) [DOC-240759A4.txt](#) [DOC-240759A5.txt](#)

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## PUBLIC NOTICES

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Released: 11/04/2003. DOMESTIC SECTION 214 APPLICATION FILED FOR ACQUISITION OF ASSETS OF TOUCH AMERICA, INC. BY 360NETWORKS (USA) INC. (DA No. 03-3547). WCB. Contact: Tracey Wilson at (202) 418-1394, or Dennis Johnson at (202) 418-0809 [DA-03-3547A1.doc](#) [DA-03-3547A1.pdf](#) [DA-03-3547A1.txt](#)

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## TEXTS

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DIGITAL BROADCAST CONTENT PROTECTION. Further Notice of Proposed Rulemaking. (Dkt No. 02-230). Action by: the Commission. Comments Due: 01/14/2004. Reply Comments Due: 02/13/2003. Adopted: 11/04/2003 by R&O. (FCC No. 03-273). MB [FCC-03-273A1.doc](#) [FCC-03-273A1.pdf](#) [FCC-03-273A1.txt](#)

AMENDMENT OF SECTION 2.106 OF THE COMMISSION'S RULES TO ALLOCATE SPECTRUM AT 2 GHZ FOR USE BY THE MOBILE-SATELLITE SERVICE. Suspended for 9 days, until November 13, 2003, the expiration date for the initial two-year mandatory negotiation period for Phase 1 of the 2 GHz band relocation plan between Mobile-Satellite Service and Broadcast Auxiliary Service. (Dkt No. 95-18). Action by: Chief, Office of Engineering and Technology. Adopted: 11/04/2003 by ORDER. (DA No. 03-3543). OET [DA-03-3543A1.doc](#) [DA-03-3543A1.pdf](#) [DA-03-3543A1.txt](#)

SECTION 272(B)(1)'S "OPERATE INDEPENDENTLY" REQUIREMENT FOR SECTION 272 AFFILIATES. Initiated an inquiry regarding our rules implementing section 272(b)(1) of the Communications Act of 1934. (Dkt No. 03-228). Action by: the Commission. Adopted: 11/03/2003 by NPRM. (FCC No. 03-272). WCB [FCC-03-272A1.doc](#) [FCC-03-272A2.doc](#) [FCC-03-272A3.doc](#) [FCC-03-272A1.pdf](#) [FCC-03-272A2.pdf](#) [FCC-03-272A3.pdf](#) [FCC-03-272A1.txt](#) [FCC-03-272A2.txt](#) [FCC-03-272A3.txt](#)

PETITION OF VERIZON FOR FORBEARANCE FROM THE PROHIBITION OF SHARING, OPERATING, INSTALLATION, AND MAINTENANCE FUNCTIONS UNDER SECTION 53.203(A)(2) OF THE COMMISSION'S RULES. Denied Verizon's petition for forbearance with respect to its operating, installation, and maintenance functions. (Dkt No. 96-149). Action by: the Commission. Adopted: 11/03/2003 by MO&O. (FCC No. 03-271). WCB [FCC-03-271A1.doc](#) [FCC-03-271A2.doc](#) [FCC-03-271A3.doc](#) [FCC-03-271A4.doc](#) [FCC-03-271A1.pdf](#) [FCC-03-271A2.pdf](#) [FCC-03-271A3.pdf](#) [FCC-03-271A4.pdf](#) [FCC-03-271A1.txt](#) [FCC-03-271A2.txt](#) [FCC-03-271A3.txt](#) [FCC-03-271A4.txt](#)

WORLDCOM INC. AND ITS SUBSIDIARIES (DEBTORS-IN-POSSESSION), TRANSFEROR AND MCI, INC., TRANSFEREE. Issued Protective Order. (Dkt No. 02-215). Action by: Deputy Chief, Commercial Wireless Division. Adopted: 11/04/2003 by ORDER. (DA No. 03-3545). WTB [DA-03-3545A1.doc](#) [DA-03-3545A1.pdf](#) [DA-03-3545A1.txt](#)